



RCE
JUN

Rev. 12/09/04

Request For Continued Examination (RCE) Transmittal Address to: Mail Stop RCE Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450	Application Number	09/859,701
	Filing Date	5/16/2001
	First Named Inventor	Benjamin P. Warner
	Group Art Unit	1641
	Examiner Name	Deborah A. Davis
	Attorney Docket Number	S-94,661

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 C.F.R. § 1.114 Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
ii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply 06/26/2006 HDEMESS1 00000030 122150 09859701
ii. ☐ Affidavit(s)/Declaration(s)
iii. ☐ Information Disclosure Statement (IDS) 01 FC:1801 790.00 DA
iv. ☒ Other Evidence

2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
b. ☐ Other _____

3. Fees The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a. ☐ Applicant is entitled to small entity status

b. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 12-2150

i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) \$ 790.00 [\$790.00 large entity]
ii. ☐ Extension of time fee (37 C.F.R. § 1.136 and 1.17) \$ _____
iii. ☐ Other _____

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Samuel L. Borkowsky	Registration No. (Attorney/Agent)	42,346
Signature	<i>Samuel L. Borkowsky</i>	Date	June 20, 2006

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the US Patent and Trademark Office on the date shown below.

Name (Print/Type): Samuel L. Borkowsky	
Signature: <i>Samuel L. Borkowsky</i>	Date: June 20, 2006